



**BUSINESS OF THE CITY COUNCIL
AGENDA STATEMENT**

Item No. 07
For Meeting of 09.01.2016

ITEM TITLES: Public hearing and consideration of first and possibly more readings of an ordinance amending the Zoning Ordinance Section 17.10.030.3 related to permitted accessory uses for the keeping of Urban Chickens.

CONTACT PERSONS: Luke Parris, AICP
City Planner

SUMMARY EXPLANATION

At the August 4, 2016 City Council meeting, the City Council approved an ordinance amending the City Code to allow for the keeping of urban chickens. Part of that ordinance stated that a property owner keeping chickens must have an enclosure that meets the standards set forth in the zoning ordinance. This amendment to the zoning ordinance would set those standards. The standards would apply to the R-1 district and RE-1 districts.

At the Planning & Zoning Commission meeting on August 22, 2016, the Commission recommended the following proposed changes to Section 17.10.030.3 Permitted Accessory Uses are as follows:

- K. The keeping of chickens in accordance with City Code Chapter 55.16 Urban Chickens. The necessary chicken enclosure is also allowed, provided the following standards are met:
1. The enclosure is covered and fully enclosed.
 2. The enclosure shall have a latch mechanism or lock to ensure that access to the enclosure remains secure.
 3. The enclosure provides a minimum of 5 square feet per chicken.
 4. The enclosure shall have a minimum height of four feet.
 5. The enclosure shall be located inside a fenced area that provides a minimum of 10 square feet per chicken, excluding the square footage of the enclosure. The fence shall have a height of 6 feet.
 6. The enclosure shall not be located closer than 150' to any principal structure on an adjacent lot.
 7. No chickens shall be allowed to run at large.
 8. No wire mesh (chicken wire) shall be allowed as a material for fencing around the enclosure.



☐ Resolution ☐ Ordinance ☐ Contract ☒ Other (Specify) Discussion

Funding Source: NA

APPROVED FOR SUBMITTAL Luke Nelson
City Manager

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FOLLOWING SECTIONS 17.10.030.3 OF THE CITY OF
NORWALK ZONING ORDINANCE:

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF NORWALK, IOWA:

SECTION 1. PURPOSE. The purpose of this ordinance is to amend Section 17.10.030.3 of the City of Norwalk Zoning Ordinance to set the standards for chicken enclosures as a permitted accessory structure and use.

SECTION 2. AMENDMENT. Section 17.10.030.3 of the City of Norwalk Zoning Ordinance is hereby to add the following:

- K. The keeping of chickens in accordance with City Code Chapter 55.16 Urban Chickens. The necessary chicken enclosure is also allowed, provided the following standards are met:
1. The enclosure is covered and fully enclosed.
 2. The enclosure shall have a latch mechanism or lock to ensure that access to the enclosure remains secure.
 3. The enclosure provides a minimum of 5 square feet per chicken.
 4. The enclosure shall have a minimum height of four feet.
 5. The enclosure shall be located inside a fenced area that provides a minimum of 10 square feet per chicken, excluding the square footage of the enclosure. The fence shall have a height of 6 feet.
 6. The enclosure shall not be located closer than 150' to any principal structure on an adjacent lot.
 7. No chickens shall be allowed to run at large.
 8. No wire mesh (chicken wire) shall be allowed as a material for fencing around the enclosure.

SECTION 3. SEVERABILITY CLAUSE. In any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

Passed and approved by the City Council of the City of Norwalk, Iowa on the ____ day of _____, 2016.

Tom Phillips, Mayor

ATTEST:
Jodi Eddleman, City Clerk

ROLL CALL VOTE:

| | Aye | Nay | Abstain | Absent |
|------------|--------------------------|--------------------------|--------------------------|--------------------------|
| Isley | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Kuhl | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Lester | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Livingston | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Riva | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

First Reading:

Second Reading:

Third Reading:

I certify that the foregoing was published as Ordinance No. _____ on the _____ day of
_____, 20____.

Jodi Eddleman, City Clerk